

6.8.2025

TO: DISTRICT COURT CLERK

I am REQUESTING that the COURT ISSUE a preliminary injunction, pertaining to my current placement in administrative segregation/detention.

I am challenging the constitutionality of the official actions (of this institution) within the expected conditions of confinement.

I am asserting that my constitutional right to due process (according to B.O.P program statements, etc.) are being violated at this juncture. According to program statement 541.25 "The specific reason for placement in Special Housing Unit (S.H.U) must be supported by objective evidence and clearly articulated in the narrative section of the A.D.O./administrative detention order".

I should have ^{BEEN} provided a A.D.O. within 24 hours of placement in the S.H.U per 541.25. 83 days later, I have yet to receive a A.D.O, nor have I been provided a explanation, reason or justification for my placement up to this point.

I am also confident that there is know "objective evidence" available to justify my administrative detention status.

541.25 also states that "Inmates will remain in S.H.U for no longer than ~~necessary~~ necessary to address the specific reason for placement". Again, I have NOT ^{BEEN} provided a reason at all for placement.

For the record, I have challenged my A/D status via A.R.P 28 C.F.R part 542 subpart B, to no avail. I Filed a BP.8, BP.9, in which none of those were responded to formally. I have wrote S.I.S investigators, the Warden, Regional etc... I recently Filed a BP.10 to Regional. No one has


responded to date. Also my constitutional rights under ^{THE} 1st amendment, 8th amendment are being violated as a result of the Due Process issue / Administrative Segregation placement I am under. See *Allan v. Seiverling* 229 F.3d 220 (3rd Cir. 2000). The court in *Allan* determined that a constitutional violation can be validated where Administrative detention reduces / denies access to rehabilitative programs, significantly / leads to inadequate access to legal research material and assistance, reduced access to phone calls, commissary, recreation etc... I do have a constitution right to access to the courts, which requires access to adequate Law Library, adequate assistance from persons trained in the law (My attorney etc.) For filing challenges to a criminal sentence both direct and collateral and civil rights actions. This A/D status is impeding my ability to communicate with my lawyer as much as I need to, and research and study the law pertaining to my active case. I am on Direct appeal, I recently had oral argument in the 4th Circuit Court of Appeals on MAY 8th 2025. I do not even have the citation / case # of my appeal to provide to this court, due to my inability to access my legal material (in which I have tried diligently) because of

my A/D placement. I have wrote consistently trying to access my legal material, to no avail. I do not even have my lawyers address to write a letter currently. With that, I am stressed out to the point I've never been before. I have never been confined to 1 space for this long in my life. I recently found out my Father "vid. letter" that my he had emergency heart surgery, and my mother's not doing to well all the same. I've recently requested to see a psychologist for this first time in my life. At this ^{point} I am mentally exhausted. Because of the unconstitutionality / due process violations with respects to my placement in administrative detention, this is cruel and unusual punishment. I have not been charged with a prohibited act, nor have I ^{been} provided proper documentation to justify my detention, with that my ability to preserve a record has been circumvented as well. I have done nothing wrong, therefore I am confident that there is no valid justification (i.e. objective evidence) for my placement. In closing, I humbly move the court to ~~request~~ grant this preliminary injunction request and order this institution to 1. put me back in General population or 2. order a immediate transfer to another facility. I come to the court as a last resort, in hopes that the court inter-

DECTS TO STOP THIS UNCONSTITUTIONAL, ARBITRARY
abuse OF POWER.

Respectfully Submitted,

ERIC JOHNSON

 #65380-039

me

1. PLEASE EXCUSE FOR NOT ADDRESSING THE COURT IN
PROPER FORMAT.
2. I'm doing this PRO SE, in which I've NEVER DONE
SO ENTIRELY ON MY OWN.
3. S.I.S INVESTIGATORS ARE RESPONSIBLE FOR MY
PLIGHT / PLACEMENT IN THE SHU. THESE INVESTIGATI-
ONS ARE KNOWN TO BE DRUGGUT, 3 TO 6 MONTH
ES ETC., WITHOUT PROPER JUSTIFICATIONS,
WHICH CAN BE UNCONSTITUTIONAL.
Again SEE
Allah v. Seiverling 229 F.3d 220
(3rd Cir. 2000)...
4. THIS INSTITUTION IS KNOWN FOR ENGAGING IN RETALI-
ATORY CONDUCT / TARGETING OF INMATES WHOM
FILE FORMAL / INFORMAL COMPLAINTS. I'VE HAD
SOME SUCCESS IN DOING SO, I'M ASSERTING THAT
THAT IS WHAT'S TAKING PLACE HERE, HENCE
MY 1ST AMENDMENT RIGHTS ARE BEING IMPEDED
SUPPRESSED / VIOLATED.
5. I'VE BEEN TOLD THAT S.I.S HAS MY PROPERTY,
VIA SHU PROPERTY LIEUTENANT FOGSBEE, AND
THEY HAVE NOT ALLOWED ME TO ACCESS MY
LEGAL MATERIAL.

ERIC JOHNSON # 65380-037

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DATE: 6-11-25

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